

UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

KEVIN GIBBONS  
and JOHN CONTE,  
Plaintiff

Civil Action No. 04-10453-RWZ

CHAMPION WINDOW COMPANY  
Defendant

CERTIFICATION PURSUANT TO  
LOCAL RULE 16.1(D) (3)

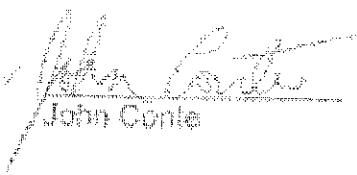
The plaintiff, John Conte, and undersigned counsel hereby affirm that they have conferred:

- (a) with a view to establishing a budget for the costs of conducting the full course -- and various alternative courses -- of the litigation; and
- (b) to consider the resolution of the litigation through the use of alternative dispute resolution programs such as those outlined in Local Rule 16.4.

Respectfully submitted,

JOHN CONTE

By his attorney,



John Conte

  
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May 4, 2004

Dated: April 14, 2004